

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

TEXTRON INNOVATIONS INC.,)
Plaintiff,)
v.) C. A. No. 05-486 (GMS)
THE TORO COMPANY,)
Defendant.) **JURY TRIAL DEMANDED**

AMENDED NOTICE OF VIDEOTAPED DEPOSITION OF DICK TROXEL

PLEASE TAKE NOTICE that Defendant, The Toro Company, will take the deposition by oral examination of Dick Troxel commencing on **Tuesday, February 27, 2007**, beginning at **1:00 p.m.** at the offices of Merchant & Gould, 901 - 15th Street N.W., Suite 850, Washington, D.C. 20005 or at some other place mutually agreed upon by counsel.

Said deposition will be taken by stenographic and videographic means before a notary public and will continue from day to day as necessary until completed.

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Dated: February 12, 2007
777473/29362

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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on February 12, 2007, the attached document was electronically mailed and hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading:

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I hereby certify that on February 12, 2007, I have Electronically Mailed and Federal Expressed the documents to the following:

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